

DEC. 5. 2003 11:32AM

LVM 312 616 5700

RECEIVED
CENTRAL FAX CENTER

NO. 6684 P. 2

DEC 05 2003

OFFICIAL

PATENT
Attorney Docket No. 202231

#15^{aw}
12-8-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Timothy C. Sowell

Art Unit: 3628

Application No. 09/418,943

Examiner: N.B. Nguyen

Filed: October 15, 1999

For: DISTRIBUTING AND BILLING
SOFTWARE ACCORDING TO
CUSTOMER USE OF PROGRAM
MODULES

**NOTICE OF APPEAL FROM THE
EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed September 8, 2003, rejecting the following claims: 1-12, 14-44, 53-55 and 74-77.

The items checked below are appropriate:

1. Status of Applicant

This application is on behalf of ☒ other than a small entity or ☐ a small entity.

2. Fee for Filing Notice of Appeal

Pursuant to 37 CFR 1.17(b), the fee for filing the Notice of Appeal is for: ☒ other than a small entity or ☐ a small entity.

Notice of Appeal Fee due \$330.00

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this Notice of Appeal (along with any documents referred to as attached or enclosed) is being transmitted by facsimile to the United States Patent and Trademark Office, Attention: Examiner Nga B. Nguyen, Art Unit 3628, Facsimile Number (703) 872-9306, on the date indicated

Alberto Grageda
(Signature of person transmitting)

Dated: 12-5-03

Alberto Grageda
Printed Name of person transmitting

In re Appln. of Timothy C. Sowell
Application No. 09/418,943

3. Extension of Time

- ☐ Applicant petitions for a one-month extension of time under 37 CFR 1.136, the fee for which is \$110.00.
- ☐ An extension for one-month has already been secured and the fee paid therefor of \$110.00 is deducted from the total fee due for the total amounts of extension now requested.
- ☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Extension fee due with this request: \$

4. Total Fee Due

The total fee due is:

Notice of Appeal Fee	\$330.00
Extension Fee (if any)	\$ 0.00


Total Fee Due: \$330.00

5. Fee Payment

- ☐ Attached is a check in the sum of \$.
- ☐ Charge Account No. 12-1216 the sum of \$. A duplicate of this transmittal is attached.

6. Fee Deficiency

- ☒ If any additional fee is required in connection with this communication, charge Account No. 12-1216. A duplicate of this transmittal is attached.


Mark Joy, Reg. No. 35,562
LEYDIG, VOLT & MAYER, LTD.
Two Prudential Plaza, Suite 4900
180 North Stetson Avenue
Chicago, Illinois 60601-6780
(312) 616-5600 (telephone)
(312) 616-5700 (facsimile)

Date: December 5, 2003

MA:\Doc\PATM\202231-not appeal.doc

DEC. 5. 2003 11:31AM LVM 312 616 5700

NO. 6684 P. 1

RECEIVED
CENTRAL FAX CENTER

DEC 05 2003

OFFICIAL

LAW OFFICES
LEYDIG, VOIT & MAYER, LTD.
TWO PRUDENTIAL PLAZA, SUITE 4900
CHICAGO, ILLINOIS 60601-6780

TELEPHONE: (312) 616-5600

TELECOPY: (312) 616-5700 (G3)
(312) 849-0495 (G4)

FACSIMILE COVER SHEET

DATE: DECEMBER 5, 2003

NUMBER OF PAGES (INCLUDING
THIS TRANSMITTAL COVER SHEET):

3

TIME: 10:08 AM

YOUR REFERENCE: 09/418,943

OUR REFERENCE: 202231

TO: EXAMINER N. NGUYEN
GROUP ART UNIT: 3628

TELEPHONE NUMBER:
FACSIMILE NUMBER: (703) 872-9306

FROM: MARK JOY

DIRECT LINE: (312) 616-5673

MESSAGE:

A confirmation copy of the transmitted document will:

- ☒ Not be sent. This will be the only form of delivery of the transmitted document.
☐ Be sent via First Class/Air Mail.
☐ Be sent via Overnight Courier

The information contained in this facsimile transmission is intended only for the use of the individual or entity named above and those properly entitled to access to the information and may contain information that is privileged, confidential, and/or exempt from disclosure under applicable law. If the reader of this transmission is not the intended or an authorized recipient, you are hereby notified that any unauthorized distribution, dissemination, or duplication of this transmission is prohibited. If you have received this transmission in error, please immediately notify us by telephone or facsimile. Thank you.